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3 UNITED STATES DISTRICT COURT

4 DISTRICT OF NEVADA

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6 CLIFFORD WAYNE MILLER,

Case No. 3:19-cv-00673-MMD-WGC

7 Petitioner,

8 v.

ORDER

9 STATE OF NEVADA, et al.,

10 Respondents.

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12 This habeas matter is before the Court on Petitioner Clifford Wayne Miller's  
13 unopposed second motion for extension of time (ECF No. 27) to file a third amended  
14 petition for writ of habeas corpus.

15 When a party moves to extend a deadline before the original time expires and the  
16 stated reasons show good cause, the Court may grant the extension. Fed. R. Civ. P. 6(b);  
17 LR IA 6-1. Good cause is shown if the deadline cannot reasonably be met despite the  
18 diligence of the party seeking the extension. See *Coleman v. Quaker Oats Co.*, 232 F.3d  
19 1271, 1294 (9th Cir. 2000).

20 Petitioner's motion provides a strong showing of good cause why counsel could  
21 not meet the current deadline despite her diligence. However, the Court's warning  
22 remains in effect moving forward.<sup>1</sup>

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<sup>1</sup>In the order granting Petitioner's previous request, counsel was advised, "[f]urther  
28 extensions of time are not likely to be granted absent compelling circumstances and a  
strong showing of good cause why the amended pleading could not be filed within the  
extended time allowed despite the exercise of due diligence." (ECF No. 26.)

1           It is therefore ordered that Petitioner's motion for extension of time (ECF No. 27)  
2 is granted. Petitioner has until November 23, 2020, to file a third amended petition.

3           DATED THIS 18<sup>th</sup> day of September 2020.

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MIRANDA M. DU  
CHIEF UNITED STATES DISTRICT JUDGE